

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of

John C. Harvey and James W. Cuddihy

Serial No. 08/448,644

Filed: May 24, 1995

For: **SIGNAL PROCESSING APPARATUS  
AND METHODS**

Examiner: MARCELO, M.

Group Art Unit: 2733

Atty. Docket. 05634.0163

**Received**

**OCT 14 1998**

**Group 2700**

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING**

**REJECTION (37 C.F.R. § 1.321(C))**

**Box: After Final**

Assistant Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

The owner, Personalized Mass Media Corporation, of the entire right and interest in and to the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the earliest expiration date of the full statutory term defined in 35 U.S.C. § 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on any of the following copending applications of the owner (hereinafter the "Copending Applications"):

#	Ser. No.	#	Ser. No.	#	Ser. No.	#	Ser. No.	#	Ser. No.
1	08/397371	27	08/441701	53	08/445296	79	08/447712	105	08/448976
2	08/397582	28	08/441749	54	08/445328	80	08/447724	106	08/448977
3	08/397636	29	08/441821	55	08/446123	81	08/447726	107	08/448978
4	08/435757	30	08/441880	56	08/446124	82	08/447826	108	08/448979
5	08/435758	31	08/441942	57	08/446429	83	08/447908	109	08/449097
6	08/437044	32	08/441996	58	08/446430	84	08/447938	110	08/449110
7	08/437045	33	08/442165	59	08/446431	85	08/447974	111	08/449248
8	08/437629	34	08/442327	60	08/446432	86	08/447977	112	08/449263
9	08/437635	35	08/442335	61	08/446494	87	08/448099	113	08/449281
10	08/437791	36	08/442369	62	08/446553	88	08/448116	114	08/449291
11	08/437819	37	08/442383	63	08/446579	89	08/448141	115	08/449302
12	08/437864	38	08/442505	64	08/447380	90	08/448143	116	08/449351
13	08/437887	39	08/442507	65	08/447414	91	08/448175	117	08/449369
14	08/437937	40	08/444643	66	08/447415	92	08/448251	118	08/449411
15	08/438011	41	08/444756	67	08/447416	93	08/448309	119	08/449413
16	08/438206	42	08/444757	68	08/447446	94	08/448326	120	08/449523
17	08/438216	43	08/444758	69	08/447447	95	08/448643	121	08/449530
18	08/438659	44	08/444781	70	08/447448	96	08/448644	122	08/449531
19	08/439668	45	08/444786	71	08/447449	97	08/448662	123	08/449532
20	08/439670	46	08/444787	72	08/447496	98	08/448667	124	08/449652
21	08/440657	47	08/444788	73	08/447502	99	08/448794	125	08/449697
22	08/440837	48	08/444887	74	08/447529	100	08/448810	126	08/449702
23	08/441027	49	08/445045	75	08/447611	101	08/448833	127	08/449717
24	08/441033	50	08/445054	76	08/447621	102	08/448915	128	08/449718
25	08/441575	51	08/445290	77	08/447679	103	08/448916	129	08/449798
26	08/441577	52	08/445294	78	08/447711	104	08/448917	130	08/449800

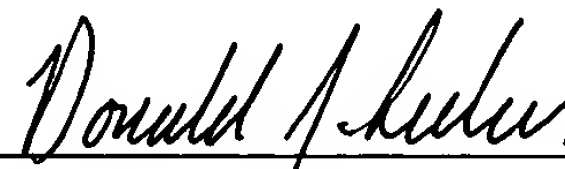
#	Ser. No.	#	Ser. No.	#	Ser. No.	#	Ser. No.	#	Ser. No.
131	08/449829	156	08/460240	181	08/466894	206	08/470052	231	08/473999
132	08/449867	157	08/460256	182	08/467045	207	08/470053	232	08/474119
133	08/449901	158	08/460274	183	08/467904	208	08/470054	233	08/474139
134	08/450680	159	08/460387	184	08/468044	209	08/470236	234	08/474145
135	08/451203	160	08/460394	185	08/468323	210	08/470447	235	08/474146
136	08/451377	161	08/460401	186	08/468324	211	08/470448	236	08/474147
137	08/451496	162	08/460556	187	08/468641	212	08/470476	237	08/474496
138	08/451746	163	08/460557	188	08/468736	213	08/470570	238	08/474674
139	08/452395	164	08/460591	189	08/468994	214	08/470571	239	08/474963
140	08/458566	165	08/460592	190	08/469056	215	08/471024	240	08/474964
141	08/458699	166	08/460634	191	08/469059	216	08/471191	241	08/475341
142	08/458760	167	08/460642	192	08/469078	217	08/471238	242	08/475342
143	08/459216	168	08/460668	193	08/469103	218	08/471239	243	08/477547
144	08/459217	169	08/460677	194	08/469106	219	08/471240	244	08/477564
145	08/459218	170	08/460711	195	08/469107	220	08/472066	245	08/477570
146	08/459506	171	08/460713	196	08/469108	221	08/472399	246	08/477660
147	08/459507	172	08/460743	197	08/469109	222	08/472462	247	08/477711
148	08/459521	173	08/460765	198	08/469355	223	08/472980	248	08/477712
149	08/459522	174	08/460766	199	08/469496	224	08/473213	249	08/477805
150	08/459788	175	08/460770	200	08/469517	225	08/473224	250	08/477955
151	08/460043	176	08/460793	201	08/469612	226	08/473484	251	08/478044
152	08/460081	177	08/460817	202	08/469623	227	08/473927	252	08/478107
153	08/460085	178	08/466887	203	08/469624	228	08/473996	253	08/478544
154	08/460120	179	08/466888	204	08/469626	229	08/473997	254	08/478633
155	08/460187	180	08/466890	205	08/470051	230	08/473998	255	08/478767

#	Ser. No.	#	Ser. No.	#	Ser. No.
256	08/478794	281	08/483174	306	08/487536
257	08/478858	282	08/483269	307	08/487546
258	08/478864	283	08/483980	308	08/487556
259	08/478908	284	08/484275	309	08/487565
260	08/479042	285	08/484276	310	08/487649
261	08/479215	286	08/484858	311	08/487851
262	08/479216	287	08/484865	312	08/487895
263	08/479217	288	08/485282	313	08/487980
264	08/479374	289	08/485283	314	08/487981
265	08/479375	290	08/485507	315	08/487982
266	08/479414	291	08/485775	316	08/487984
267	08/479523	292	08/486258	317	08/488032
268	08/479524	293	08/486259	318	08/488058
269	08/479667	294	08/486265	319	08/488378
270	08/480059	295	08/486266	320	08/488383
271	08/480060	296	08/486297	321	08/488436
272	08/480383	297	08/487155	322	08/488438
273	08/480392	298	08/487397	323	08/488439
274	08/480740	299	08/487408	324	08/488619
275	08/481074	300	08/487410	325	08/488620
276	08/482573	301	08/487411	326	08/498002
277	08/482574	302	08/487428	327	08/511491
278	08/482857	303	08/487506	328	08/485773
279	08/483054	304	08/487516	329	08/113329
280	08/483169	305	08/487526		

The owner, Personalized Mass Media Corporation, hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patents granted on the Copending Applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner, Personalized Mass Media Corporation, does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on any of the Copending Applications, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Respectfully submitted,



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